



TFW

Receipt

THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of: Lubisch et al. )  
Application No.: 10/574,211 )  
Filing Date: March 30, 2006 )  
Title: Heteroaryl-Substituted 1,3- )  
Dihydroindol-2-One Derivatives and )  
Medicaments Containing Them )  
Atty. Dkt. No.: ABB10010P00912US )  
Art Unit: 1614 )  
Examiner: Not Assigned )

**REQUEST FOR CORRECTED FILING RECEIPT**

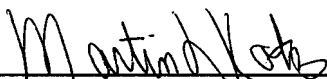
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Dear Sir:

Please correct the Filing Receipt mailed May 2, 2007 as indicated in red on the enclosed by changing the "Heikelberg, GERMANY" to Heidelberg, GERMANY as indicated on the attached Application Data Sheet originally filed on March 30, 2006 and the executed Declaration and Power of Attorney as filed on January 17, 2007.

Respectfully submitted,

Date: May 18, 2007

  
\_\_\_\_\_  
Martin L. Katz, Reg. No. 25,011  
WOOD, PHILLIPS, KATZ,  
CLARK & MORTIMER  
500 West Madison Street, Suite 3800  
Chicago, Illinois 60661  
(312) 876-1800 Phone  
(312) 876-2020 Fax



CERTIFICATE OF MAILING

I hereby certify that this Request for Corrected Filing Receipt and associated papers are being deposited with the United States Postal Service with sufficient postage at First Class Mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, Virginia 22313-1450 on **May 18, 2007**.

A handwritten signature in cursive script, appearing to read "R Burke", written over a horizontal line.

Rachel Burke



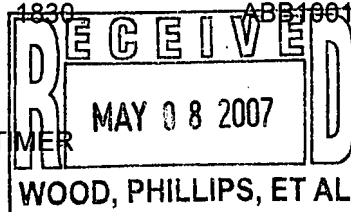
## UNITED STATES PATENT AND TRADEMARK OFFICE

UNITED STATES DEPARTMENT OF COMMERCE  
 United States Patent and Trademark Office  
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 www.uspto.gov

APPL NO.	FILING OR 371(c) DATE	ART UNIT	FIL FEE REC'D	ATTY. DOCKET NO	TOT CLMS	IND CLMS
10/574,211	01/22/2007	1614	1830	ABB10010P0912US	30	3

32116

WOOD, PHILLIPS, KATZ, CLARK & MORTIMER  
 500 W. MADISON STREET  
 SUITE 3800  
 CHICAGO, IL 60661



CONFIRMATION NO. 5690

## FILING RECEIPT



\*OC000000023579547\*

Date Mailed: 05/02/2007

Receipt is acknowledged of this regular Patent Application. It will be considered in its order and you will be notified as to the results of the examination. Be sure to provide the U.S. APPLICATION NUMBER, FILING DATE, NAME OF APPLICANT, and TITLE OF INVENTION when inquiring about this application. Fees transmitted by check or draft are subject to collection. Please verify the accuracy of the data presented on this receipt. **If an error is noted on this Filing Receipt, please mail to the Commissioner for Patents P.O. Box 1450 Alexandria Va 22313-1450. Please provide a copy of this Filing Receipt with the changes noted thereon. If you received a "Notice to File Missing Parts" for this application, please submit any corrections to this Filing Receipt with your reply to the Notice. When the USPTO processes the reply to the Notice, the USPTO will generate another Filing Receipt incorporating the requested corrections (if appropriate).**

## Applicant(s)

Wilfried Lubisch, Heidelberg, GERMANY;  
 Wilfried Hornberger, Neustadt, GERMANY;  
 Thorsten K. Oost, Heidelberg, GERMANY;  
 Daryl Richard Sauer, Trevor, WI;  
 Liliane Unger, Ludwigshafen, GERMANY;  
 Wolfgang Wernet, Neustadt, GERMANY;  
 Herve Geneste, Neuhofen, GERMANY;

Heidelberg, GERMANY

**Power of Attorney:** The patent practitioners associated with Customer Number **32116**.

## Domestic Priority data as claimed by applicant

This application is a 371 of PCT/EP04/10940 09/30/2004

## Foreign Applications

UNITED STATES OF AMERICA 10/675,300 09/30/2003

**If Required, Foreign Filing License Granted:** 04/07/2007

**The country code and number of your priority application, to be used for filing abroad under the Paris Convention, is** **US10/574,211**

**Projected Publication Date:** 08/09/2007

**Non-Publication Request:** No

**Early Publication Request:** No

**Title**

Heteroaryl-substituted 1,3-dihydroindol-2-one derivatives and medicaments containing Them

**Preliminary Class**

514

## **PROTECTING YOUR INVENTION OUTSIDE THE UNITED STATES**

Since the rights granted by a U.S. patent extend only throughout the territory of the United States and have no effect in a foreign country, an inventor who wishes patent protection in another country must apply for a patent in a specific country or in regional patent offices. Applicants may wish to consider the filing of an international application under the Patent Cooperation Treaty (PCT). An international (PCT) application generally has the same effect as a regular national patent application in each PCT-member country. The PCT process **simplifies** the filing of patent applications on the same invention in member countries, but **does not result** in a grant of "an international patent" and does not eliminate the need of applicants to file additional documents and fees in countries where patent protection is desired.

Almost every country has its own patent law, and a person desiring a patent in a particular country must make an application for patent in that country in accordance with its particular laws. Since the laws of many countries differ in various respects from the patent law of the United States, applicants are advised to seek guidance from specific foreign countries to ensure that patent rights are not lost prematurely.

Applicants also are advised that in the case of inventions made in the United States, the Director of the USPTO must issue a license before applicants can apply for a patent in a foreign country. The filing of a U.S. patent application serves as a request for a foreign filing license. The application's filing receipt contains further information and guidance as to the status of applicant's license for foreign filing.

Applicants may wish to consult the USPTO booklet, "General Information Concerning Patents" (specifically, the section entitled "Treaties and Foreign Patents") for more information on timeframes and deadlines for filing foreign patent applications. The guide is available either by contacting the USPTO Contact Center at 800-786-9199, or it can be viewed on the USPTO website at <http://www.uspto.gov/web/offices/pac/doc/general/index.html>.

For information on preventing theft of your intellectual property (patents, trademarks and copyrights), you may wish to consult the U.S. Government website, <http://www.stopfakes.gov>. Part of a Department of Commerce initiative, this website includes self-help "toolkits" giving innovators guidance on how to protect intellectual property in specific countries such as China, Korea and Mexico. For questions regarding patent enforcement issues, applicants may call the U.S. Government hotline at 1-866-999-HALT (1-866-999-4158).

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**DECLARATION AND POWER  
OF ATTORNEY FOR UTILITY OR  
DESIGN PATENT APPLICATION**  
(37 CFR 1.63)

☐ Declaration  
Submitted  
With Initial  
Filing

☒ Declaration  
Submitted After Initial  
Filing (surcharge  
(37 CFR 1.16(e))  
required

Attorney Docket No.: ABB10010P0912US

First Named Inventor: Wilfried Lubisch

*COMPLETE IF KNOWN*

Application Number: Unassigned

Filing Date: Herewith

Group Art Unit: Unknown

Examiner Name: Unknown

As a below-named inventor, I hereby declare that:

My residence, mailing address, and citizenship are as stated below next to my name.

I believe I am the original, first, and sole inventor (if only one name is listed) or an original, first and joint inventor (if plural names are listed) of the subject matter which is claimed and for which a patent is sought on the invention entitled: **Heteroaryl-Substituted 1,3-Dihydroindol-2-One Derivatives and Medicaments Containing Them**, the specification of which:

☐ is attached hereto; or

☒ was filed on (MM/DD/YYYY) \_\_\_\_\_ as United States Application Serial No. \_\_\_\_\_ or PCT International Application No. PCT/EP2004/010940, and was amended on (MM/DD/YYYY) 03/30/2006 (if applicable).

I hereby state that I have reviewed and understand the contents of the above-identified specification, including the claims, as amended by any amendment referred to above.

I acknowledge the duty to disclose all information which is material to patentability as defined in 37 CFR. 1.56, including for continuation-in-part applications, material information which became available between the filing date of the prior application and the national or PCT international filing date of the continuation-in-part application.

I hereby claim foreign priority benefits under 35 U.S.C. 119(a)-(d), or (f), or 365(b) of any foreign application(s) for patent, inventor's or plant breeder's rights certificate(s), or 365(a) of any PCT international application which designated at least one country other than the United States of America, listed below and have also identified below, by checking the box, any foreign application for patent or inventor's or plant breeder's rights certificate(s), or any PCT international application having a filing date before that of the application on which priority is claimed.

Prior Foreign Application	Country	Foreign Filing Date (MM/DD/YYYY)	Priority Not Claimed	Certified Copy Attached?	
				YES	NO
PCT/EP2004/010940	International	09/30/2004	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>
			<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

☐ Additional foreign application numbers are listed on a supplemental priority data sheet attached hereto.

I hereby claim the benefit of any United States application(s) listed below.

Application Number(s)	Filing Date	<input type="checkbox"/> Additional application numbers are listed on a supplemental priority data sheet attached hereto.
10/675,300	09/30/2003	

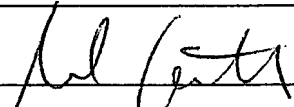
The undersigned hereby authorizes the registered practitioner(s) identified herein to accept and follow instructions from the assignee, if any, of the undersigned or from \_ as to any action to be taken in the Patent and Trademark Office regarding this application without direct communication between the registered practitioner(s) and the undersigned. In the event of a change in the persons from whom instructions may be taken, the registered practitioner(s) named herein will be so notified by the undersigned.

As a named inventor, I hereby appoint the registered practitioner(s) identified by Customer No. 32116 to prosecute this application and to transact all business in the Patent and Trademark Office connected therewith, whose firm name, mailing address, telephone number, and facsimile number for this application are:

WOOD, PHILLIPS, KATZ, CLARK & MORTIMER  
 Citigroup Center, Suite 3800  
 500 West Madison Street  
 Chicago, Illinois 60661-2511  
 (312) 876-1800 (phone)  
 (312) 876-2020 (facsimile)

#### Customer Number (32116)

I hereby declare that all statements made herein of my knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under 18 U.S.C. 1001 and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

Name of Sole or First Inventor:	Wilfried Lubisch	
Citizenship:	Germany	
Residence:	Germany	
Mailing Address (if different):	Hirtenaue 38 69118 Heidelberg, Germany	
Signature:		Date: 05/05/2006
<input type="checkbox"/> A petition has been filed for this unsigned inventor.		

Name of Additional Inventor, if any:	Wilfried Hornberger	
Citizenship:	Germany	
Residence:	Germany	
Mailing Address (if different):	Goldener Winkel 14 67434 Neustadt, Germany	
Signature:		Date:
<input type="checkbox"/> A petition has been filed for this unsigned inventor.		

I hereby claim the benefit of any United States application(s) listed below.

Application Number(s)	Filing Date	<input type="checkbox"/> Additional application numbers are listed on a supplemental priority data sheet attached hereto.
10/675,300	09/30/2003	

The undersigned hereby authorizes the registered practitioner(s) identified herein to accept and follow instructions from the assignee, if any, of the undersigned or from \_ as to any action to be taken in the Patent and Trademark Office regarding this application without direct communication between the registered practitioner(s) and the undersigned. In the event of a change in the persons from whom instructions may be taken, the registered practitioner(s) named herein will be so notified by the undersigned.

As a named inventor, I hereby appoint the registered practitioner(s) identified by Customer No. 32116 to prosecute this application and to transact all business in the Patent and Trademark Office connected therewith, whose firm name, mailing address, telephone number, and facsimile number for this application are:

WOOD, PHILLIPS, KATZ, CLARK & MORTIMER

Citigroup Center, Suite 3800

500 West Madison Street

Chicago, Illinois 60661-2511

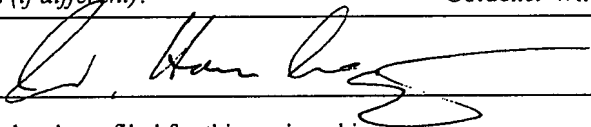
(312) 876-1800 (phone)

(312) 876-2020 (facsimile)

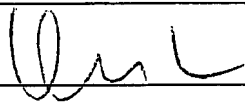
#### Customer Number (32116)

I hereby declare that all statements made herein of my knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under 18 U.S.C. 1001 and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.


Name of Sole or First Inventor:	Wilfried Lubisch	
Citizenship:	Germany	
Residence:	Germany	
Mailing Address (if different):	Hirtenuae 38 69118 Heidelberg, Germany	
Signature:		Date:
<input type="checkbox"/> A petition has been filed for this unsigned inventor.		


Name of Additional Inventor, if any:	Wilfried Hornberger	
Citizenship:	Germany	
Residence:	Germany	
Mailing Address (if different):	Goldener Winkel 14 67434 Neustadt, Germany	
Signature:		Date: 28.04.2006
<input type="checkbox"/> A petition has been filed for this unsigned inventor.		



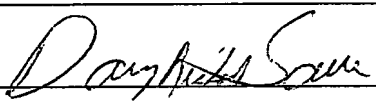
<b>Name of Additional Inventor, if any:</b>	Thorsten K. Oost	
<b>Citizenship:</b>	Germany	
<b>Residence:</b>	Germany	
<b>Mailing Address (if different):</b>	Gaisbergstr. 21 69115 Heidelberg, Germany	
<b>Signature:</b> 	<b>Date:</b> 28.04.06	
<input type="checkbox"/> A petition has been filed for this unsigned inventor.		

<b>Name of Additional Inventor, if any:</b>	Daryl Richard Sauer	
<b>Citizenship:</b>	United States	
<b>Residence:</b>	United States	
<b>Mailing Address (if different):</b>	23619 112 <sup>th</sup> Street Trevor, Wisconsin 53179, USA	
<b>Signature:</b>	<b>Date:</b>	
<input type="checkbox"/> A petition has been filed for this unsigned inventor.		

<b>Name of Additional Inventor, if any:</b>	Liliane Unger	
<b>Citizenship:</b>	Germany	
<b>Residence:</b>	Germany	
<b>Mailing Address (if different):</b>	Wollstr. 129 67065 Ludwigshafen, Germany	
<b>Signature:</b> 	<b>Date:</b> 28.04.06	
<input type="checkbox"/> A petition has been filed for this unsigned inventor.		

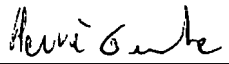
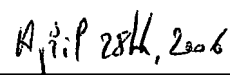
<b>Name of Additional Inventor, if any:</b>	Wolfgang Wernet	
<b>Citizenship:</b>	Germany	
<b>Residence:</b>	Germany	
<b>Mailing Address (if different):</b>	Freiheitstr. 73 67434 Neustadt, Germany	
<b>Signature:</b> 	<b>Date:</b> 28.04.06	
<input type="checkbox"/> A petition has been filed for this unsigned inventor.		

Name of Additional Inventor, if any:		Thorsten K. Oost
Citizenship:		United States
Residence:		Germany
Mailing Address (if different):		Gaisbergstr. 21 69115 Heidelberg, Germany
Signature:		Date:
<input type="checkbox"/> A petition has been filed for this unsigned inventor.		

Name of Additional Inventor, if any:		Daryl Richard Sauer
Citizenship:		United States
Residence:		United States
Mailing Address (if different):		23619 112 <sup>th</sup> Street Trevor, Wisconsin 53179, USA
Signature: 		Date: 4/28/06
<input type="checkbox"/> A petition has been filed for this unsigned inventor.		

Name of Additional Inventor, if any:		Liliane Unger
Citizenship:		Germany
Residence:		Germany
Mailing Address (if different):		Wollstr. 129 67065 Ludwigshafen, Germany
Signature:		Date:
<input type="checkbox"/> A petition has been filed for this unsigned inventor.		

Name of Additional Inventor, if any:		Wolfgang Wernet
Citizenship:		Germany
Residence:		Germany
Mailing Address (if different):		Freiheitstr. 73 67434 Neustadt, Germany
Signature:		Date:
<input type="checkbox"/> A petition has been filed for this unsigned inventor.		

Name of Additional Inventor, if any:		Hervé Geneste
Citizenship:		France
Residence:		Germany
Mailing Address (if different):		Rehbachstr. 42 67141 Neuhofen, Germany
Signature: 		Date: 
<input type="checkbox"/> A petition has been filed for this unsigned inventor.		



**APPLICATION DATA SHEET**  
(Inventor(s) With Representation)

**Inventor Information**

Inventor One, Given Name::	Wilfried
Family Name::	Lubisch
Postal Address Line One::	Hausserstr. 15
Postal Address Line Two::	
City::	Heidelberg
State or Province::	Germany
Postal or Zip Code::	69115
Citizenship Country::	Germany
Inventor Two, Given Name::	Wilfried
Family Name::	Hornberger
Postal Address Line One::	Goldener Winkel 14
Postal Address Line Two::	
City::	Neustadt
State or Province::	Germany
Postal or Zip Code::	67434
Citizenship Country::	Germany
Inventor Three, Given Name::	Thorsten K.
Family Name::	Oost
Postal Address Line One::	Gaisbergstr. 21
Postal Address Line Two::	
City::	Heidelberg
State or Province::	Germany
Postal or Zip Code::	69115
Citizenship Country::	United States
Inventor Four, Given Name::	Daryl Richard
Family Name::	Sauer
Postal Address Line One::	23619 112 <sup>th</sup> Street
Postal Address Line Two::	
City::	Trevor
State or Province::	Wisconsin
Postal or Zip Code::	53179
Citizenship Country::	USA
Inventor Five, Given Name::	Liliane
Family Name::	Unger
Postal Address Line One::	Wollstr. 129
Postal Address Line Two::	
City::	Ludwigshafen
State or Province::	Germany

Postal or Zip Code::	67065
Citizenship Country::	Germany
Inventor Six, Given Name::	Wolfgang
Family Name::	Wernet
Postal Address Line One::	Freiheistr. 73
Postal Address Line Two::	
City::	Neustadt
State or Province::	Germany
Postal or Zip Code::	67434
Citizenship Country::	Germany

### **Correspondence Information**

Correspondence Customer Number::	32116
Name Line One::	Wood, Phillips, Katz, Clark & Mortimer
Address Line One::	Citigroup Center, Suite 3800
Address Line Two::	500 West Madison Street
City::	Chicago
State or Province::	Illinois
Postal Or Zip Code::	60661-2511
Telephone::	312-876-1800
Facsimile::	312-876-2020

### **Application Information**

Title Line One::	Heteroaryl-Substituted 1,3-Dihydroindol-2-One
Title Line Two::	Derivatives and Medicaments Containing Them
Total Drawing Sheets::	0
Formal Drawings?	N/A
Application Type::	National Stage
Docket Number::	ABB10010P0912US

### **Representative Information**

Registration Number One::  
Registration Number Two::  
Registration Number Three::  
Registration Number Four::

### **Continuity Information**

This application is the::	National Stage
>Application One::	
Filing Date::	03/30/2006
which is the::	National Stage application of
>>Application Two::	PCT/EP2004/010940
Filing Date::	09/30/2004
which is an::	International application (PCT) of
>>>Application Three::	10/675,300
Filing Date::	09/30/2003

### **Prior Foreign Applications**

Foreign Application One::	International application (PCT) of
Filing Date::	10/675,300
Country::	PCT
Priority Claimed::	10/675,300 (09/30/2003)